

## DECLARATION and POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

METHOD FOR THE PRODUCTION OF *p*-HYDROXYBENZOATE IN SPECIES OF  
*PSEUDOMONAS* AND *AGROBACTERIUM*

the specification of which is attached hereto unless the following box is checked:

was filed on JUNE 1, 2000 as U.S. Application No. 09/585,174 or PCT International Application No. \_\_\_\_\_  
and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is known to me to be material to patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

Application No.	Country	Filing Date	Priority Claimed (Yes/No)
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I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States Provisional Application(s) listed below.

U.S. Provisional Application No.	U.S. Filing Date
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I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International Application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application or PCT International Application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is known to me to be material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.		
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Application No.	Filing Date	Status (patented, pending or abandoned)
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POWER OF ATTORNEY: I hereby appoint the following attorney(s) and/or agent(s) the power to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:		
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Name: <b>LINDA AXAMETHY FLOYD</b>	Registration No.: <b>33,692</b>	
Send correspondence and direct/telephone calls to:  <b>LINDA AXAMETHY FLOYD</b>	E. I. du Pont de Nemours and Company Legal - Patents Wilmington, DE 19898, U.S.A.	Tel. No.  <b>(302) 892-8112</b>
		Fax No.  <b>(302) 892-7949</b>

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

## INVENTOR(S)

Full Name of Inventor	Last Name <b>BEN-BASSAT</b>	First Name <b>ARIE</b>	Middle Name
Residence & Citizenship	Signature (please sign full name): <i>Arie Ben-Bassat</i>		Date: <i>June 29, 2000</i>
Post Office Address	City <b>NEWARK</b>	State or Foreign Country <b>DELAWARE</b>	Country of Citizenship <b>U.S.A.</b>
Full Name of Inventor	Last Name <b>CATTERMOLE</b>	First Name <b>MONICA</b>	Middle Name
Residence & Citizenship	Signature (please sign full name): <i>Monica Cattermole</i>		Date: <i>July 18, 2000</i>
Post Office Address	City <b>NEWARK</b>	State or Foreign Country <b>DELAWARE</b>	Country of Citizenship <b>U.S.A.</b>
Full Name of Inventor	Last Name <b>GATENBY</b>	First Name <b>ANTHONY</b>	Middle Name <b>A.</b>
Residence & Citizenship	Signature (please sign full name): <i>Anthony Gatenby</i>		Date: <i>July 18, 2000</i>
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Additional Inventors are being named on separately numbered sheets attached hereto.

DECLARATION AND POWERS OF ATTORNEY - Page 2

Docket No.: **BC1018 US NA**

Full Name of Inventor	Last Name <b>GIBSON</b>	First Name <b>KATHARINE</b>	Middle Name <b>J.</b>	
	Signature (please sign full name): <i>Katharine V. Gibson</i>		Date: <b>7/18/2000</b>	
Residence & Citizenship	City <b>WILMINGTON</b>	State or Foreign Country <b>DELAWARE</b>	Country of Citizenship <b>U.S.A. U.K.</b>	
Post Office Address	Post Office Address <b>302 MAPLE AVE.</b>	City <b>WILMINGTON</b>	State or Country <b>DELAWARE</b>	Zip Code <b>19809</b>
Full Name of Inventor	Last Name <b>RAMOS-GONZALEZ</b>	First Name <b>M.</b>	Middle Name <b>ISABEL</b>	
	Signature (please sign full name): <i>M. (S) 10/7 2000 - González</i>		Date: <b>9/11/2000</b>	
Residence & Citizenship	City <b>GRANADA</b>	State or Foreign Country <b>SPAIN</b>	Country of Citizenship <b>SPAIN</b>	
Post Office Address <i>M.I. R.G.</i>	Post Office Address <b>C/ CASTANEDA 2º ISDA, E-18009</b>	City <b>GRANADA</b>	State or Country <b>SPAIN</b>	Zip Code
Full Name of Inventor	Last Name <b>RAMOS</b>	First Name <b>JUAN</b>	Middle Name <b>L.</b>	
	Signature (please sign full name): <i>Juan L. Ramos</i>		Date: <b>9/11/2000</b>	
Residence & Citizenship	City <b>GRANADA</b>	State or Foreign Country <b>SPAIN</b>	Country of Citizenship <b>SPAIN</b>	
Post Office Address <i>JLR</i>	Post Office Address <b>LOS ROSALES N° 14 PINOS GENIL</b>	City <b>GRANADA</b>	State or Country <b>SPAIN</b>	Zip Code
Full Name of Inventor	Last Name <b>SARIASLANI</b>	First Name <b>SIMA</b>	Middle Name	
	Signature (please sign full name): <i>Sima Sariaslani</i>		Date: <b>7/31/2000</b>	
Residence & Citizenship	City <b>NEWARK</b>	State or Foreign Country <b>DELAWARE</b>	Country of Citizenship <b>U.S.A.</b>	
Post Office Address	Post Office Address <b>504 BENHAM COURT</b>	City <b>NEWARK</b>	State or Country <b>DELAWARE</b>	Zip Code <b>19711</b>

PATENT  
EXPRESS MAIL LABEL NO. ET931354113US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE APPLICATION OF:  
BEN-BASSAT ET AL.

CASE NO.: BC1018 US CIP

APPLICATION NO.: UNKNOWN

GROUP ART UNIT: UNKNOWN

FILED: CONCURRENTLY HEREWITH

EXAMINER: UNKNOWN

FOR: METHOD FOR THE PRODUCTION OF p-  
HYDROXYBENZOATE IN SPECIES OF PSEUDOMONAS  
AND AGROBACTERIUM

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

DECLARATION OF BIOLOGICAL CULTURE DEPOSIT

Sir:

I, Inna Y. Belopolsky, Esq., declare that:

I am an attorney of record for the owner of the above-identified application.

Cultures of the following biological materials have been deposited with the following international depository:

American Type Culture Collection (ATCC)  
10801 University Boulevard, Manassas, VA, 20110-2209, U.S.A.

under conditions that satisfy the requirements of the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure. A copy of the receipt issued pursuant to Rules 7.3 and 10.2 (stating the term of the deposit) is attached.

Depositor's Identification of Organism	International Depository Accession Number	Date of Deposit
<i>Pseudomonas mendocina</i>	ATCC55885	November 26, 1996

I further aver that all restrictions on the availability to the public of the culture will be irrevocably removed upon the granting of a U.S. patent on the above-identified application.

Respectfully submitted,

*Inna Y. Belopolsky*  
INNA Y. BELOPOLSKY  
ATTORNEY FOR APPLICANTS  
US PTO REGISTRATION NO. 43,319  
TELEPHONE: (302) 992-4406

Dated: Nov. 28, 2001  
Enclosure: Deposit Receipt



# American Type Culture Collection

12301 Parklawn Drive • Rockville, MD 20852 USA • Telephone: (301)231-5528 Telex: 908-768 ATCCROVE • FAX: 301-816-4366

## BUDAPEST TREATY ON THE INTERNATIONAL RECOGNITION OF THE DEPOSIT OF MICROORGANISMS FOR THE PURPOSES OF PATENT PROCEDURE

### INTERNATIONAL FORM

#### RECEIPT IN THE CASE OF AN ORIGINAL DEPOSIT ISSUED PURSUANT TO RULE 7.3 AND VIABILITY STATEMENT ISSUED PURSUANT TO RULE 10.2

To: (Name and Address of Depositor or Attorney)

E.I. du Pont de Nemours and Company  
Attn: S. Neil Feltham  
Central R&D Experimental Station  
E301/319, P.O. Box 80301  
Wilmington, DE 19880-0301

Deposited on Behalf of: The DuPont Company

Identification Reference by Depositor:	ATCC Designation
<i>Pseudomonas mendocina</i> KRC1651	55895
<i>Pseudomonas mendocina</i> KRC16	55886

The deposits were accompanied by:  a scientific description  a proposed taxonomic description indicated above.

The deposits were received November 26, 1996 by this International Depository Authority and have been accepted.

#### AT YOUR REQUEST:

We will inform you of requests for the strains for 30 years.

The strains will be made available if a patent office signatory to the Budapest Treaty certifies one's right to receive, or if a U.S. Patent is issued citing the strains, and ATCC is instructed by the United States Patent & Trademark Office or the depositor to release said strains.

If the cultures should die or be destroyed during the effective term of the deposit, it shall be your responsibility to replace them with living cultures of the same.

The strains will be maintained for a period of at least 30 years from date of deposit, or five years after the most recent request for a sample, whichever is longer. The United States and many other countries are signatory to the Budapest Treaty.

The viability of the cultures cited above was tested December 4, 1996. On that date, the cultures were viable.

International Depository Authority: American Type Culture Collection, Rockville, Md. 20852 USA

Signature of person having authority to represent ATCC:

Barbara M. Hailey  
Barbara M. Hailey, Administrator, Patent Depository

Date: December 4, 1996

PATENT  
EXPRESS MAIL LABEL NO. ET931354113US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN THE APPLICATION OF:  
BEN-BASSAT ET AL.

CASE NO.: BC1018 US CIP

APPLICATION NO.: UNKNOWN

GROUP ART UNIT: UNKNOWN

FILED: CONCURRENTLY HEREWITH

EXAMINER: UNKNOWN

FOR: METHOD FOR THE PRODUCTION  
OF p-HYDROXYBENZOATE IN  
SPECIES OF PSEUDOMONAS AND  
AGROBACTERIUM

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

**DECLARATION IN ACCORDANCE WITH 37 CFR 1.821**

I hereby state that the content of the paper and computer readable copies of the Sequence Listing, submitted in accordance with 37 CFR 1.821(c) and (e), respectively are the same.

Respectfully submitted,



Inna Y. Belopolsky, Esq.  
Attorney for Applicant  
Registration No. 43,319  
Telephone: 302-992-4406  
Facsimile: 302-892-7949

Dated: November 28, 2001